

Fill in this information to identify the case:

United States Bankruptcy Court for the:

WESTERN DISTRICT OF TEXASCase number (if known): _____ Chapter **11**☐ Check if this is an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy**04/20**

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, Instructions for Bankruptcy Forms for Non-Individuals, is available.

1. Debtor's name	<u>Al-Verde Fruits & Vegetables, LLC</u>	
2. All other names debtor used in the last 8 years	<u>dba Pesto Ristorante</u>	
	Include any assumed names, trade names and <i>doing business as</i> names	
3. Debtor's federal Employer Identification Number (EIN)	<u>2 7 - 3 6 3 1 1 0 4</u>	
4. Debtor's address	Principal place of business	Mailing address, if different from principal place of business
	<u>5221 McCullough Ave.</u>	
	Number Street	Number Street
		P.O. Box
	<u>San Antonio TX 78212</u>	
	City State ZIP Code	City State ZIP Code
	<u>Bexar</u>	Location of principal assets, if different from principal place of business
	County	
		Number Street
		City State ZIP Code
5. Debtor's website (URL)	<u>pesto-ristorante.com</u>	
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify: _____	

Debtor **Al-Verde Fruits & Vegetables, LLC**

Case number (if known) _____

7. Describe debtor's business*A. Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the above

B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>

8. Under which chapter of the Bankruptcy Code is the debtor filing?*Check one:*

- ☐ Chapter 7
☐ Chapter 9
☒ Chapter 11.

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check all that apply:

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, AND IT CHOOSES TO PROCEED UNDER SUBCHAPTER V OF CHAPTER 11. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
☐ A plan is being filed with this petition.
☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy Under Chapter 11 (Official Form 201A) with this form.
☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

Debtor **Al-Verde Fruits & Vegetables, LLC**

Case number (if known) _____

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

If more than 2 cases, attach a separate list.

- ☒ No
- ☐ Yes. District _____ When _____ Case number _____
MM / DD / YYYY
- District _____ When _____ Case number _____
MM / DD / YYYY
- District _____ When _____ Case number _____
MM / DD / YYYY

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

List all cases. If more than 1, attach a separate list.

- ☒ No
- ☐ Yes. Debtor _____ Relationship _____
District _____ When _____
Case number, if known _____
MM / DD / YYYY
- Debtor _____ Relationship _____
District _____ When _____
Case number, if known _____
MM / DD / YYYY

11. Why is the case filed in this district?*Check all that apply:*

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

Debtor **Al-Verde Fruits & Vegetables, LLC**

Case number (if known) _____

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

- ☒ No
- ☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____

Where is the property?

Number Street

City

State

ZIP Code

Is the property insured?

- ☐ No
- ☐ Yes. Insurance agency _____
Contact name _____
Phone _____

Statistical and administrative information**13. Debtor's estimation of available funds**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

14. Estimated number of creditors

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5,001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated assets

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities

- | | | |
|---|--|--|
| <input type="checkbox"/> \$0-\$50,000 | <input type="checkbox"/> \$1,000,001-\$10 million | <input type="checkbox"/> \$500,000,001-\$1 billion |
| <input type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million | <input type="checkbox"/> \$1,000,000,001-\$10 billion |
| <input checked="" type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion |

Debtor **Al-Verde Fruits & Vegetables, LLC**

Case number (if known) _____

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

17. Declaration and signature of authorized representative of debtor

- The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.
- I have been authorized to file this petition on behalf of the debtor.
- I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 12/03/2021
MM / DD / YYYY

X /s/ Alejandro Santoyo

Signature of authorized representative of debtor

Alejandro Santoyo

Printed name

President

Title

18. Signature of attorney

X /s/ William R. Davis, Jr.

Signature of attorney for debtor

Date 12/03/2021

MM / DD / YYYY

William R. Davis, Jr.

Printed name

Langley & Banack, Inc.

Firm name

745 E Mulberry Ave.

Number Street

Suite 700

San Antonio

City

TX

State

78212

ZIP Code

(210) 736-6600

Contact phone

05565500

Bar number

wrdavis@langleybanack.com

Email address

TX

State

B2030 (Form 2030) (12/15)

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

In re **Al-Verde Fruits & Vegetables, LLC**

Case No. _____

Chapter 11

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept.....	<u>\$12,500.00</u>
Prior to the filing of this statement I have received.....	<u>\$4,000.00</u>
Balance Due.....	<u>\$8,500.00</u>

2. The source of the compensation paid to me was:

☒ Debtor ☐ Other (specify)

3. The source of compensation to be paid to me is:

☒ Debtor ☐ Other (specify)

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of any petition, schedules, statements of affairs and plan which may be required;
- c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;

B2030 (Form 2030) (12/15)

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

12/03/2021

Date

/s/ William R. Davis, Jr.

William R. Davis, Jr.
Langley & Banack, Inc.
745 E Mulberry Ave.
Suite 700
San Antonio, TX 78212
Phone: (210) 736-6600 / Fax: (210) 735-6889

Bar No. 05565500

/s/ Alejandro Santoyo

Alejandro Santoyo
President

Fill in this information to identify the case:Debtor name **Al-Verde Fruits & Vegetables, LLC**United States Bankruptcy Court for the: **WESTERN DISTRICT OF TEXAS**Case number _____
(if known)☐ Check if this is an amended filing**Official Form 204****Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders****12/15**

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claims resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
1	U.S. Small Business Administration 10737 Gateway West, # 300 El Paso, TX 79935		UCC (recorded)		\$48,000.00	\$1.00	\$47,999.00
2	Comptroller of Public Accounts PO Box 149355 Austin, Texas 78714		Unpaid sales taxes				\$30,000.00
3	Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346		Penalties				\$15,000.00
4	Bookkeeping Solutions, Inc. 4100 NW Loop 410, Suite 20 San Antonio, T X 78229		Services				\$10,799.84
5	Hill Country Dairies P.O. Box 80467 Austin, TX 78708		Product				\$7,000.00

Debtor **Al-Verde Fruits & Vegetables, LLC**
Name

Case number (if known) _____

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
6	Performance FoodService 4141 Lucius McCelvey Dr. Temple, TX 76504		Product/lawsuit pending				\$6,500.00
7	The Yard Shopping Center, LLC c/o Dhia Al-Wardi 3166 Orlando Rd. Pasadena, CA 91107		Rent (Nov. 2021)				\$5,000.00
8	Edward Don & Co. 2562 Paysphere Circle Chicago, IL 60674		Services				\$3,000.00
9	Sysco Central Texas, Inc. 1260 Schwab Rd. New Braunfels, TX 78132		Product				\$2,500.00
10	Marlin Business Services Corp. 300 Fellowship Road Mt. Laurel, NJ 08054		Contract/Lease				\$1,828.57
11	Marlin Business Park 2795 E. Cottonwood Pkwy. Salt Lake City, UT 84121		Services				\$1,209.66
12	Global Spice Specialty Food 2 Burwood Lane, Suite 2 San Antonio, TX 78216		Goods				\$1,000.89
13	Enviro-Master of San Antonio P.O. Box 12350 Charlotte, NC 28220		Services				\$722.78

Debtor **Al-Verde Fruits & Vegetables, LLC**
Name

Case number (if known) _____

	Name of creditor and complete mailing address, including zip code	Name, telephone number, and email address of creditor contact	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
					Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
14	Hayden & Cunningham, PLLC 7750 Broadway San Antonio, TX 78209		Legal services				\$669.00
15	Farmer Bros. Coffee P.O. Box 732855 Dallas, TX 75373		Services				\$639.92
16	EZ Air Conditioning & Heating 7755 Eckhert Rd., #102 San Antonio, TX 78240		Services				\$517.59
17	ChemMARK of San Antonio 4750 Center Park Blvd. San Antonio, TX 78218		Services				\$500.00
18	NSA Property Holdings, LLC		Services				\$422.00
19	No Escape 10307 E Elizabeth Court San Antonio, TX 78240		Services				\$405.95
20	Rully's Produce 1500 S. Zarzamora San Antonio, TX 78207		Produce				\$345.00

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

IN RE: **Al-Verde Fruits & Vegetables, LLC**

CASE NO

CHAPTER **11**

VERIFICATION OF CREDITOR MATRIX

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 12/3/2021

Signature **/s/ Alejandro Santoyo**
Alejandro Santoyo
President

Date _____

Signature _____

ADT Security Systems Of Texas
P.O. Box 371878
Pittsburgh, PA 15250-7878

Alejandro Santoyo
8432 Echo Creek Lane
San Antonio, TX 78240

Bexar County Tax Assessor
P.O. Box 839950
San Antonio, TX 78283-3950

Bill Malone
Law Offices of Bill Malone, Jr.
P.O. Box 151198
Fort Worth, TX 76108

Bookkeeping Solutions, Inc.
4100 NW Loop 410, Suite 20
San Antonio, T X 78229

Buckhead Meat
Dept. 21
P.O. Box 670445
Houston, TX 77267-0445

ChemMARK of San Antonio
4750 Center Park Blvd.
San Antonio, TX 78218

Chrysler Capital
P.O. Bxo 961275
Fort Worth, TX 76161-1275

Comptroller of Public Accounts
PO Box 149355
Austin, Texas 78714

Edward Don & Co.
2562 Paysphere Circle
Chicago, IL 60674

Enviro-Master of San Antonio
P.O. Box 12350
Charlotte, NC 28220

EZ Air Conditioning & Heating
7755 Eckhert Rd., #102
San Antonio, TX 78240

Farmer Bros. Coffee
P.O. Box 732855
Dallas, TX 75373

Glassco
4150 Sandstone
San Antonio, TX 78230

Global Spice Specialty Food
2 Burwood Lane, Suite 2
San Antonio, TX 78216

Hayden & Cunningham, PLLC
7750 Broadway
San Antonio, TX 78209

Hill Country Dairies
P.O. Box 80467
Austin, TX 78708

Internal Revenue Service
P.O. Box 145595, MC 8420G
Cincinnati, OH 45250-5595

Internal Revenue Service
P.O. Box 7346
Philadelphia, PA 19101-7346

Marlin Business Park
2795 E. Cottonwood Pkwy.
Salt Lake City, UT 84121

Marlin Business Services Corp.
300 Fellowship Road
Mt. Laurel, NJ 08054

Mood Olmos
Texas Wired Music, Inc.
P.O. Box 1098
San Antonio, TX 78294

No Escape
10307 E lizabeth Court
San Antonio, TX 78240

NSA Property Holdings, LLC

Performance FoodService
4141 Lucius McCelvey Dr.
Temple, TX 76504

Rully's Produce
1500 S. Zarzamora
San Antonio, TX 78207

Southwaste Disposal, LLC
16350 Park Ten Place
Houston, TX 77084

Syndimate
300 Continental Blvd., Suite 410
El Segundo, CA 90245

Sysco Central Texas, Inc.
1260 Schwab Rd.
New Braunfels, TX 78132

Texas Attorney General
c/o Jason Starks
Bankruptcy & Collections Division
PO Box 12548
Austin, Texas 78711

The Yard Shopping Center, LLC
c/o Dhia Al-Wardi
3166 Orlando Rd.
Pasadena, CA 91107

U.S. Small Business Administration
10737 Gateway West, #300
El Paso, TX 79935

United States Attorney
Taxpayer Division
601 N.W. Loop 410 Suite 600
San Antonio, TX 78216-5512

United States Attorney General
950 Pennsylvania Ave., NW
Washington, DC 20530-0001